

**REPORT TO THE
MINUTES OF THE BOARD OF
CARBON COUNTY COMMISSIONERS
REGULAR MEETING
Tuesday, September 2, 2014
County Courthouse, Rawlins, Wyoming**

The regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, September 2, 2014 at the County Courthouse in Rawlins, Wyoming. Attending the meeting were; Chairman Leo Chapman; Vice Chairman John Espy; Commissioners Lindy Glode, Sue Jones and John Johnson.

Chairman Chapman called the meeting to order at 9:00 a.m.

ADDITIONS / CORRECTIONS

There were no corrections or additions to the agenda.

VOUCHERS

Commissioner Jones moved to approve the report of expenditures in the amount of \$301,201.86. Commissioner Glode seconded and the motion carried unanimously.

Commissioner Espy moved to approve payment to Rawlins Automotive for \$555.14; Shively Hardware for \$84.92 and True Value of Rawlins for \$1,928.78. Commissioner Johnson seconded and the motion carried with all voting for the motion except Commissioner Glode who abstained due to personal conflicts.

Vendor	Detail Line Description	Total
ABBOTT, CHARLENE	ELECTION JUDGE	\$225.00
ALSCO, AMERICAN LINEN DIVISION	TOWELS/SOAP/MATS	\$126.36
BALDWIN, ROXIE A	ELECTION JUDGE	\$242.50
BEHAVIORAL INTERVENTIONS	MONITORING/SUPPLIES	\$1,162.90
BESEL, KEN	ELECTION JUDGE	\$248.00
BESEL, KIM E	ELECTION JUDGE	\$247.00
BEUMEE, HOLLY A	ELECTION JUDGE	\$248.00
BLAKEMAN PROPANE	TANK RENTAL	\$120.00
BOB BARKER COMPANY, INC.	SUPPLIES	\$1,882.80
BOHNER, FLORENCE V.	ELECTION JUDGE	\$182.50
BRIDGEFRONT	HIPAA ONLINE TRAINING	\$309.80
BROWN, AMANDA	MILEAGE	\$14.00
BROWN, DORIS	ELECTION JUDGE	\$259.00
BROWNELLS, INC	SUPPLIES	\$119.13
BUILD RITE LUMBER SUPPLY	SUPPLIES	\$145.89
BURGESS, GAYE J	ELECTION JUDGE	\$310.00
CALDON, SHELBY M	ELECTION JUDGE	\$249.00

CALDWELL, SONYA SUE	ELECTION JUDGE	\$175.00
CANDY MOUNTAIN	SIGNS/WATER	\$116.00
CARBON COUNTY TREASURER	VARIOUS CASH ITEMS	\$4,452.40
CARBON POWER & LIGHT INC	ELECTRICAL SERVICES	\$2,017.61
CAREY, JANE	ELECTION JUDGE	\$173.00
CASSINAT, MADELYN	ELECTION JUDGE	\$140.00
CATHEDRAL HOME FOR CHILDREN	GRANT FUNDS	\$2,000.00
CBM FOOD SERVICE	JAIL MEALS	\$11,362.20
CDW GOVERNMENT, INC.	EQUIPMENT	\$87.50
CENTRAL RESTAURANT PRODUCTS	SUPPLIES	\$188.78
CENTURY LINK	MONTHLY CHARGES	\$68.32
CHARTER COMMUNICATIONS	CABLE SERVICES	\$32.20
CHAVEZ, SARAH	MILEAGE/MOTEL	\$357.74
CLYDE, JASON	MEALS/FUEL	\$89.55
CMI-TECO	SUPPLIES	\$475.44
CNA SURETY	NOTARY BOND	\$50.00
COBECON	DATA MINING	\$1,896.00
COCA-COLA BOTTLING CO HIGH COUNTRY	RENTAL FEES	\$45.90
COLMAN, KENDA	ELECTION JUDGE	\$205.50
COOK, CAROL	ELECTION JUDGE	\$246.50
COOK, PHILIP S	ELECTION HELP	\$142.38
COWEN-HODGES, JUDY A	ELECTION JUDGE	\$245.00
CULVER, BONNIE	ELECTION JUDGE	\$244.00
DAILY TIMES	NEWSPAPER ADS	\$762.12
DALLIN MOTORS INC	ASSESSOR VEHICLE	\$26,251.00
DANFORD, DEBBIE	ELECTION JUDGE	\$173.00
DANIELS, WANDA	ELECTION JUDGE	\$244.00
DAY, ALICE	ELECTION JUDGE	\$180.00
DIXON, TOWN OF	WATER SERVICES	\$273.00
DUNCKLEY, ANNETTE J	ELECTION JUDGE	\$323.00
EBERHART, BOB	FUELS MITIGATION COSTS	\$2,100.00
ENGSTROM, JAMES D. DDS	DENTAL SERVICES	\$2,500.00
EPP, CORNELIA	ELECTION JUDGE	\$222.00
ERICKSON, DAWNA	ELECTION JUDGE	\$244.00
EZELL, EVELYN	ELECTION JUDGE	\$198.00
FARMER BROTHERS COFFEE	COFFEE	\$161.76
FEDEX	POSTAGE	\$25.55
FIRED UP RESCUE	SUPPLIES	\$43.33
FRANCE, TARA	TRANSCRIPTION	\$102.50
FRUDE, CANDICE	MILEAGE/SUPPLIES	\$76.40
GALLS/QUARTERMASTER	NAMEPLATE	\$8.00
GDA ENGINEERS	DIXON SEAL COAT PROJECT	\$789.50
GLAXOSMITHKLINE PHARMACEUTICALS	PH HEALTH VACCINE	\$2,643.60
GRAHAM, LEROY	ELECTION HELP	\$140.00

GRAINGER	SUPPLIES	\$544.39
GRAPHIC SPORTS	ENVELOPES	\$146.20
HALDORSON, ROSE A.	ELECTION JUDGE	\$153.00
HANNA, TOWN OF	WATER SERVICES	\$256.45
HAYS, PATRICIA	ELECTION JUDGE	\$210.00
HIGH PLAINS POWER	ELECTRICAL SERVICES	\$460.83
HILL, JANE	ELECTION JUDGE	\$168.00
HILLTOP LUBE & AUTOMOTIVE	VEHICLE MAINTENANCE	\$281.95
HISER, NILA RAE	ELECTION JUDGE	\$287.00
HI-TECH AUTO	OIL CHANGE	\$65.41
HORIZON LABORATORY, LLC	LABORATORY SERVICES	\$484.00
ISC, INC	E911 MAINTENANCE	\$5,000.00
J H KASPAR OIL COMPANY	FUEL	\$16,329.33
JACKALOPE PRINTING	SUPPLIES	\$99.72
JAMES, LINDA K	ELECTION JUDGE	\$187.50
JERRY'S DONUTS	DONUTS	\$31.47
JOHNSON, DUANE	FUELS MITIGATION COSTS	\$2,100.00
JOHNSON, JAMES	ELECTION HELP	\$187.95
JOHNSON, SHERI	ELECTION JUDGE	\$251.50
KARI, ADA L.	ELECTION JUDGE	\$173.00
KERBS, MATTHEW	ELECTION JUDGE	\$261.00
KILBURN TIRE COMPANY	TIRE REPAIRS/OIL CHANGES	\$676.19
KING SOOPERS CUSTOMER CHARGES	SUPPLIES	\$393.82
KIRSCH, ARCHIE P	COUNTY HEALTH OFFICER	\$2,800.00
KNAPP SUPPLY & EQUIPMENT CO	TRASH BAGS	\$408.90
KOENEKE, ALICE	ELECTION JUDGE	\$243.00
L & L ELECTRIC	ELECTRICAL REPAIRS	\$1,197.48
L N CURTIS & SONS	EQUIPMENT MAINTNENACE	\$1,456.50
LINCOLN, SARAH M.	ELECTION JUDGE	\$63.50
LUND, JOHN B	ELECTION JUDGE	\$208.00
MADDOX, KAROL	ELECTION JUDGE	\$265.50
MADER, TSCHACHER, PETERSON & CO.	ADMIN AUDIT	\$2,000.00
MATTHEW BENDER & CO, INC.	BOOKS	\$647.28
MAY, CARLA	ELECTION JUDGE	\$254.00
MEMORIAL HOSPITAL OF CARBON COUNTY	MEDICAL SERVICES	\$58,948.37
MILLER, SANDRA S	ELECTION JUDGE	\$328.00
MOELLER, SHIRLEY C	ELECTION JUDGE	\$175.00
MOORE MEDICAL CORP.	MEDICAL SUPPLIES	\$1,668.28
MOORE, ROBERT A	ELECTION JUDGE	\$192.50
MOORE, SHARON KAY	ELECTION JUDGE	\$231.00
MOREHOUSE, DORIS J.	ELECTION JUDGE	\$298.00
MOSS, BARBARA	MILEAGE/ELECTION JUDGE	\$415.00
MOYER, RUTH	ELECTION JUDGE	\$182.50
MPM CORP / EVERGREEN DISPOSAL	GARBAGE SERVICES	\$15.00

MUNSON, SUSAN	ELECTION JUDGE	\$270.50
MURANE & BOSTWICK, LLC.	PROFESSIONAL SERVICES	\$304.40
MURRY, JULIA A.	ELECTION JUDGE	\$175.00
MY OFFICE ETC.	SUPPLIES	\$1,788.39
NATIONAL PUBLIC SAFETY INFO BUREAU	2015 NATIONAL DIRECTORY	\$432.00
NORCO, INC.	CYLINDER RENTAL	\$55.18
NORRIS, MONA R	ELECTION JUDGE	\$185.00
ORCHARD, CAROL A	ELECTION JUDGE	\$292.50
O'REILLY AUTO PARTS	PARTS	\$50.34
OSTERTAG, JACOB	ELECTION JUDGE	\$281.00
OWENS, DYRS	FUELS MITIGATION COSTS	\$2,100.00
PAINTER, STEPHANIE J	ELECTION JUDGE	\$289.00
PALMER, CHERYL	ELECTION JUDGE	\$187.50
PARIS, CHRISTY	ELECTION JUDGE	\$241.00
PATTON, ROBERT L.	MILEAGE	\$10.20
PEDEN'S INC	JACKETS	\$1,001.00
PEDERSEN, PATRICIA	ELECTION JUDGE	\$155.00
PETERSON, JOYCE	ELECTION JUDGE	\$219.00
PHILLIPS 66-CONOCO-76	FUEL	\$35.78
PITNEY BOWES	MACHINE RENTAL	\$261.50
POWELL, THOMAS	MEAL/SUPPLIES	\$123.94
POWERS, PHALA	ELECTION JUDGE	\$203.00
PRAIRIE DOG ELECTRIC, LLC	LIGHT BULBS/LABOR	\$486.76
QT POD	SERVICE AGREEMENT	\$995.00
QUEST DIAGNOSTICS	RANDOM DRUG SCREENS	\$91.00
QUILL CORPORATION	SUPPLIES	\$684.02
RAWLINS AUTOMOTIVE	PARTS	\$555.14
RAWLINS EASTSIDE CARWASH	WASH CARDS	\$136.90
RAWLINS FIRE EXTINGUISHER	INSPECTIONS	\$3,085.00
RAWLINS URGENT CARE	MEDICAL SERVICES	\$110.26
READY, DEBORAH	ELECTION JUDGE	\$265.50
RELIANCE STANDARD LIFE INSURANCE CO	STOP LOSS BINDER	\$41,327.18
REMICK, JOE B	FUEL	\$783.75
REMICK, SHELIA	POSTAGE	\$2.80
RIDDICK, JACK	ELECTION JUDGE	\$188.00
ROCKY MOUNTAIN POWER	ELECTRICAL SERVICES	\$19,851.10
ROSS' AUTOMOTIVE SERVICES	OIL CHANGE	\$115.68
ROSS, STAN	ELECTION JUDGE	\$198.00
ROWAN, KRISTY	ELECTION JUDGE	\$344.94
RYAN ELECTRONICS INC	SUPPLIES	\$1,069.65
SABIN, VERLA L	ELECTION JUDGE	\$203.00
SAPP BROS TRUCK STOPS, INC.	PREVIOUS UNPAID BAL.	\$110.00
SARATOGA AUTO PARTS, INC.	PARTS	\$341.35
SARATOGA, TOWN OF	WATER SERVICES	\$17.00

SCHERMETZLER, SHEELA M ED.S.	CSBG SERVICES	\$3,699.85
SELDOMRIDGE, LOIS	MILEAGE	\$182.50
SHEPARD'S	TIRES/FUEL/TIRE REPAIR	\$3,494.76
SHIVELY HARDWARE	SUPPLIES	\$84.92
SHORMA, BETH L.	ELECTION JUDGE	\$200.50
SIMS, MELINDA R	ELECTION JUDGE	\$285.00
SMITH, AUSTIN	ELECTION JUDGE	\$291.00
SOURCE GAS	GAS SERVICES	\$1,269.13
SPECIALIZED PATHOLOGY CONSULTANTS	AUTOPSY	\$2,080.00
STEWART STREETER, SANDRA	ELECTION JUDGE	\$363.00
STONER, SHIRLEY J.	ELECTION JUDGE	\$205.50
SWISHER HYGIENE FRANCHISEE TRUST	CLEANING SUPPLIES	\$271.31
SYMNS, ROBERT	FUELS MITIGATION COSTS	\$2,100.00
TERMINIX	PEST CONTROL	\$919.00
THE MASTERS TOUCH, LLC	TAX STATEMENT POSTAGE	\$5,655.00
THE QUIK LUBE	OIL CHANGE	\$54.93
THOMPSON, LESTER	ELECTION HELP	\$160.18
THOMSON REUTERS-WEST PAYMENT CENTER	INFORMATION CHARGES	\$1,610.84
THOS. Y. PICKETT & CO., INC.	SEP VALUATION CONTRACT	\$5,600.00
TOLBERT, GURTHA A	ELECTION JUDGE	\$246.00
TRADING POST	FUEL	\$533.30
TRUE VALUE OF RAWLINS	SUPPLIES	\$1,928.78
TUCKER, NINA	ELECTION JUDGE	\$187.50
V-1 PROPANE	PROPANE SERVICES	\$162.30
VALLEY OIL COMPANY	FUEL	\$3,206.74
VALLEY PHARMACY	PRESCRIPTION	\$8.10
VAN'S WHOLESALE LLC	SUPPLIES	\$1,084.42
VERIZON WIRELESS	TELEPHONE SERVICES	\$607.02
W.S. DARLEY	PARTS	\$220.63
WACO	REGISTRATIONS	\$365.00
WAGNER, MARK	ELECTION HELP	\$177.98
WARRIOR SERVICES, LLC	PEST CONTROL	\$60.00
WEATHERD, JILL M.	ELECTION JUDGE	\$250.50
WEBB, JILL	ELECTION JUDGE	\$233.00
WELLS, JACQUELIN	MILEAGE	\$60.50
WEX BANK	FUEL	\$373.14
WHITE, GILLIAN F	ELECTION JUDGE	\$90.00
WILKERSON, JAMES A IV M.D.	AUTOPSY	\$2,080.00
WINNINGHAM, HELEN	ELECTION JUDGE	\$672.78
WORLD WASH LLC	CLEANING SERVICES	\$425.00
WY ATTORNEY GENERAL	REGISTRATION/OVERPAYMENT	\$270.36
WY BRAND INDUSTRIES	SUPPLIES	\$920.40
WY DEPT OF HEALTH	VEHICLE BILLING/WILR CSBG	\$2,254.00
WY GUARDIANS AD LITEM PROGRAM	QTR 4 GUARDIAN AD LITEM	\$6,186.57

WY MACHINERY COMPANY	PARTS	\$3,439.77
WY PUBLIC HEALTH LABORATORY	LABORATORY SERVICES	\$157.00
WY SECRETARY OF STATE	NOTARY	\$30.00
YOCUM, LEO	MILEAGE	\$24.00
ZAHN, JANET M	ELECTION JUDGE	\$254.00
ZIRMED, INC	PROFESSIONAL CLAIMS	\$1.05
GRAND TOTAL		\$303,770.70

CONSENT AGENDA

Commissioner Johnson moved to approve the consent agenda. Commissioner Glode seconded and Clerk Bartlett noted the following items were included in the consent agenda: August 12, 2014 regular meeting minutes; a bond for Brandee Nicole Forster, Clerk for the Town of Dixon for \$50,000.00; a bond for Michael Bradford, Treasurer for Memorial Hospital of Carbon County for \$25,000.00; Planning & Development Department receipts for \$1,046.25; and Road & Bridge receipts for \$50.00. The motion carried unanimously.

ELECTED OFFICIALS / DEPARTMENT HEADS

Buildings Manager

County Buildings Manager Craig Jones presented a maintenance agreement for the credit card machine at the Dixon Airport. This will cost \$995.00 per year.

Commissioner Glode moved to approve the Service Agreement with QT Pod for the fuel terminal at the Dixon Airport in the amount of \$995.00. Commissioner Johnson seconded and the motion carried unanimously.

Commissioner Johnson asked what needs fixed with the current fence at the Dixon Airport and Mr. Jones noted it needs moved but that the current fence is in good condition. Mr. Kelly noted the current fence is not on airport property.

Chairman Chapman discussed his concern for the condition of the Hanna Library. Mr. Jones reported he has plans to fix the ramp already and eventually he would like to redo it. He had also given authorization for boy scouts to paint portions of the Library however it has not been completed yet. Mr. Jones reported there is a leak in the Medicine Bow Library roof that he is trying to track down. He also noted the roof at the Medicine Bow Clinic will soon need replaced.

Commissioner Johnson asked if the sun room at the Hanna Senior Center was completed because he believed there were some items the seniors still wanted completed. Commissioner Glode asked for a maintenance list for all facilities so the BOCC has an idea of items that need repaired.

Attorney

Deputy County Attorney Mike Kelly discussed the US Fish and Wildlife Environmental Impact Statement for the Eagle Take permit for the Chokecherry and Sierra Madre project on September 10 in Cheyenne.

Mr. Kelly provided an update on his negotiations with Smith Engineering for the Ferguson Building. He noted the entire cost was over \$300,000.00; however the county only has approximately \$150,000.00 set aside. He noted by signing the agreement he was presented with it would commit the county to the entire amount. He added the most important priority is to correct the dangerous building designation the City of Rawlins has on the building. Commissioner Glode noted she sat in on the meeting and that she thought the architect understood we needed the agreement in phases due to a lack of funding.

Road & Bridge

Road & Bridge Superintendent Bill Nation reported that the one bid received to supply, haul and apply water and magnesium chloride to County Road 701 was from Ready Oilfield Service Inc. in the amount of \$8,299.74 per mile for 19 miles for a total of \$157,695.06. He noted the project was advertised in the Daily Times four consecutive weeks and recommends approval of the bid.

Commissioner Espy moved to approve the bid from Ready Oilfield Service Inc. in the amount of \$157,695.06 to supply, haul and apply water and magnesium chloride to approximately 19 miles of County Road 701. Commissioner Johnson seconded and the motion carried unanimously.

Treasurer

County Treasurer Cindy Baldwin presented abates and rebates for the Chairman's signature on behalf of County Assessor Cheryl Ross who is at training this week.

Planning

Sid Fox, County Planning Director reported the county can comment on the Environmental Assessment 1 (EA1) for the BLM's Chokecherry and Sierra Madre project by September 10. They still require water for dust control on the roads and there is a 500' setback from streams for use of magnesium chloride.

Commissioner Espy moved to authorize the Chairman's signature on comments to the Bureau of Land Management's EA1 on the Chokecherry and Sierra Madre project concerning dust control. Commissioner Glode seconded and the motion carried unanimously.

Mr. Fox reported today's Planning Commission meeting was cancelled due to a lack of quorum and this has prompted him to poll the Planning Commission about changing their meetings to the Monday before the BOCC's second meeting of the month.

Commissioner Glode reported the US Fish and Wildlife Environmental Impact Statement (EIS) Eagle Take permit meeting is September 10 in Cheyenne and she invited Mr. Fox to attend.

Clerk

Clerk Bartlett noted that Karen Buchanan has applied for the Senior Services Board for the Baggs area and this seat has been vacant since September 2013 and has been advertised numerous times.

Commissioner Johnson moved to appoint Karen Buchanan to the Senior Services Board for the Baggs area for a three-year term expiring March 2017. Commissioner Espy seconded and the motion carried unanimously.

Clerk Bartlett presented a contract to set forth the terms and conditions to operate the Temporary Assistance for Needy Families Community Partnership Initiative (TANF/CPI).

Commissioner Jones moved to authorize the Chairman's signature on the Contract between Wyoming Department of Family Services and Carbon County Commissioners for the Temporary Assistance for Needy Families Community Partnership Initiative. Commissioner Johnson seconded and the motion carried unanimously.

Clerk Bartlett reported she issued a 24-hour malt beverage permit to Peppermill Bar and Grill for the Ryan Park Volunteers Fundraiser event in Ryan Park for August 23 and a catering permit to Whistle Pig Saloon for the Pig Digger Mud Rally event in Saratoga for August 30.

Clerk Bartlett presented a grant resolution for the South Central Wyoming Emergency Medical Services.

Commissioner Glode moved to approve Resolution No. 2014-23, a Resolution Authorizing Submission of a Federal Mineral Royalty Capital Construction Account Grant Application to the State Loan and Investment Board on Behalf of the Governing Body for the South Central Wyoming Emergency Medical Service to purchase three new four wheel drive ambulances. Commissioner Jones seconded and Commissioner Johnson stated he was unsure if they needed any new ambulances. He stated he is not familiar enough with the fleet to determine if they are road worthy but he feels that sometimes we need to check ourselves on the amount of dollars we go after that are tax dollars and be as prudent as we can. He finished by saying he is not saying this is a bad project and he applauded them for applying. Commissioner Jones stated they are talking about hiring a full-time management director and she feels this should be a full-time professional position and not a volunteer. Commissioner Glode agreed with Commissioner Johnson. The motion carried unanimously.

Resolution No. 2014-23

A RESOLUTION AUTHORIZING SUBMISSION OF A FEDERAL MINERAL ROYALTY CAPITAL CONSTRUCTION ACCOUNT GRANT APPLICATION TO THE STATE LOAN AND INVESTMENT BOARD ON BEHALF OF THE GOVERNING BODY FOR THE SOUTH CENTRAL WYOMING EMERGENCY MEDICAL SERVICES JOINT POWERS BOARD FOR THE PURPOSE OF PURCHASING 3 NEW FOUR WHEEL DRIVE AMBULANCES.

WITNESSETH

WHEREAS, the governing body for South Central Wyoming Emergency Medical Services desires to participate in the FEDERAL MINERAL ROYALTY CAPITAL CONSTRUCTION ACCOUNT GRANT program to assist in financing this project; and

WHEREAS, the governing body of the South Central Wyoming Emergency Medical Services recognizes the need for the project; and

WHEREAS, the FEDERAL MINERAL ROYALTY CAPITAL CONSTRUCTION ACCOUNT GRANT program requires that certain criteria be met, as described in the State Loan and Investment Board's Rules and Regulations governing the program, and to the best of our knowledge this application meets those criteria; and

WHEREAS, the governing body of the South Central Wyoming Emergency Medical Services plans to match the requested Federal Mineral Royalty Capital Construction Account Grant from the following source(s): South Central Wyoming Emergency Medical Services Wyo-Star Account/Reserves.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE South Central Wyoming Emergency Medical Services, that a grant application in the amount of \$375,000 with total cost of project of \$525,000 be submitted to the State Loan and Investment Board for consideration at the January 2015 to assist in funding the SCWEMS 2014 Ambulances Purchase.

BE IT FURTHER RESOLVED, that Roy Barber (Chairman, SCWEMS JPB); Stephanie Colman (Secretary, SCWEMS JPB); and Alice Clark (Deputy Town Clerk, Medicine Bow) are hereby designated as the authorized representatives of the South Central Wyoming Emergency Medical Services to act on behalf of the Governing Body on all matters relating to this grant application.

PASSED, APPROVED AND ADOPTED THIS 2nd day of September, 2014.

-s- Leo J. Chapman, Chairman

Attest:

-s- Gwynn G. Bartlett, Carbon County Clerk

Clerk Bartlett presented a Release of Mortgage for the Carbon Mercantile as the required 5 year period for the lien to be of record under the Wyoming Business Council grant has expired.

Commissioner Johnson moved to approve a Release of Mortgage for the Carbon Mercantile. Commissioner Espy seconded and the motion carried unanimously.

Clerk Bartlett presented three change orders for the Union Wireless building increasing the contract cost due to Union's request. She noted there is one more change order but she has not received approval from Union yet and would present that at a later time.

Commissioner Glode moved to approve Change Orders 1-3 for the Union Wireless grant increasing the contract by a net of \$25,197.00. Commissioner Johnson seconded and the motion carried unanimously.

Clerk Bartlett reported there was a small amount of Union's funds remaining even if the fourth change order was approved.

Commissioner Glode moved to approve the CSBG agreement in the amount of \$92,021.00. Commissioner Johnson seconded and the motion carried unanimously.

Clerk Bartlett discussed 1.34 acres of land on the west side of Sixteen Street north of Spruce Street. She noted that in 2008 she received a title commitment from First American indicating the county owned this property and the 2014 title commitment shows Memorial Hospital of Carbon County (MHCC) owns it.

Clerk Bartlett discussed the decision on consensus projects. There was discussion of Library improvements, a phone system for the county, hospital improvements, and Road & Bridge building improvements. The BOCC asked to wait until later today to make a decision.

Library

Marilyn Pederson, Director of the Library discussed the Library's budget for fiscal year ending June 30, 2015 and that she misunderstood the budget process that she could make public comment and if she had understood she would have commented that the budget was cut too deep to operate. Clerk Bartlett noted that the BOCC approved what was turned in.

Commissioner Glode stated she never heard that anything would be closed with the budget submission. She stated that she had heard Elk Mountain and Sinclair may be closed and she would like to do something different but did not see that closures were the place to cut. She asked if closures have been mentioned to the libraries. Commissioner Johnson reported that the Elk Mountain Library asked him if the BOCC cut their budget to the point they would have to be closed and Ms. Pedersen noted that she has not discussed this possibility with any library.

Commissioner Glode asked what the Library Board's thoughts were about this. Ms. Pederson stated the board is supportive of what she has done so far and supports her talking with the BOCC today. Commissioner Jones reported normally entities are asked to start out with the budget she has and return later in the year if there are shortages. Commissioner Jones added there was never any mention of library closures and she recognized their importance.

RECESS

Chairman Chapman called a recess at 10:23 a.m. and reconvened at 10:35 a.m.

Commissioners

Commissioner Jones discussed the sale of Brent Wilson's hangar at the Dixon Airport. She noted per the terms of their lease he needs a letter from the BOCC approving the sale then the BOCC needs a new lease with the new owner, Zachary Weber. Mr. Kelly discussed the current hangar that is being leased for \$44.80 per month in essence with 5 year increases tied to the consumer price index. He asked if the BOCC would like the same terms in the new lease. Commissioner Espy asked who owns the hangar at the end of the lease.

Commissioner Jones moved to have Attorney Kelly draft a letter to authorize the sale of Brent Wilson's hangar to Zachary Weber and to assign the existing lease to Zachary Weber and authorize the Chairman to sign both documents. Commissioner Johnson seconded and the

motion carried unanimously.

Chairman Chapman reported that he and Attorney Kelly were discussing mileage reimbursement and the statute says the county “shall” reimburse for mileage however he noted that the statute did not mandate anyone to apply for reimbursement so he sees no issue. Commissioner Espy noted he had started the issue because with the pending election a few weeks ago he was unsure that would affect the current budget as it was approved with the premise of most Commissioners not applying for reimbursement.

FOREST RESERVE

Chairman Chapman opened a public hearing at 10:47 a.m. to hear comments concerning the use of Secure Rural Schools Act Funds.

Clerk Bartlett noted that a public notice for the hearing was placed in the Daily Times July 8. Clerk Bartlett stated that she would recommend the county use funds to reimburse ourselves for search & rescue and emergency services on national forest land. Projects for the current year were for reimbursement to the county for these same projects. There were no public comments and Chairman Chapman closed the hearing at 10:48 a.m.

Commissioner Johnson moved to use Secure Rural Schools Act Funds to reimburse the county for search & rescue and emergency services on national forest lands. Commissioner Espy seconded and the motion carried unanimously.

UNION PROJECT

Commissioner Jones moved to approve Change Order 4 for the Union Project contingent upon Union’s approval. Commissioner Espy seconded and the motion carried unanimously.

CONSENSUS

The BOCC discussed priorities for consensus funds and ultimately decided to request \$600,000.00 for the hospital’s heating and air conditioning project with the IT Department’s request for a phone system totaling \$150,000.00 as a substitution list priority.

The BOCC determined Chairman Chapman would be the voting member at the Carbon County Council of Governments meeting to discuss consensus. Clerk Bartlett noted she would meet with Karran Bedwell of MHCC for the application details.

Ned Hill, Chief Executive Officer was updated on the discussion and stated he will approach the governing board for formal approval to use hospital funds to cover anything the consensus and future grant funds won’t cover.

MEMORIAL HOSPITAL OF CARBON COUNTY (MHCC)

Ned Hill, Chief Executive Officer and Chelle Keplinger, Chief Financial Officer for MHCC presented a financial analysis as of July 31, 2014. Also present was board member David Cesko, MD.

Mr. Hill reported that the company that is helping the hospital fix its billing system has grown therefore has changed its structure, partly due to MHCC's success, and there was a hiccup in accounts receivable due to the internal changes in that company.

Commissioner Jones asked why the Medicare payables are so high and asked if being a critical access hospital is worth it if MHCC must payback funds each year. Mr. Hill reported that there may be a point where being critical access is not worth it.

Mr. Hill provided some other general updates including that the emergency room is being renovated, the CMS survey group has returned and re-surveyed on a clinical standpoint and were happy with the changes made to date however the facility re-survey has not been completed yet, Dr. Trent is leaving at the end of this month and will be replaced with Dr. Kloep however he does not do obstetric services, and the emergency detention plans are at the state level and Mr. Hill will forward them to Clerk Bartlett once received so the project can be bid.

RECESS

Chairman Chapman called a recess at 11:30 a.m. and reconvened at 1:30 p.m.

PLANNING & ZONING

Public Hearing – Z.C. Case File No. 2014-09

Chairman Chapman opened a public hearing at 1:30 p.m. to hear Planning & Zoning Z.C. Case File No. 2014-09. Planner/GIS Specialist Thomas Powell presented Z.C. Case File No. 2014-09 – Casey Ebner's request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Highway Commercial (C-2) encompassing approximately 3.66 acres.

Chairman Chapman called for comments for or against this case. There being no comments, Chairman Chapman closed the hearing at 1:34 p.m.

Commissioner Jones moved to approve Resolution No. 2014-24, A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning and Zoning Commission regarding Z.C. Case File No. 2014-09, Casey Ebner's request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Highway Commercial (C-2). Commissioner Espy seconded and Commissioner Johnson asked why the Albany County Planning Office commented on the case and it was clarified that the towing area of the company would include parts of Albany County. The motion carried unanimously.

Resolution No. 2014 – 24

**A Resolution of the Board of County Commissioners of Carbon County, Wyoming,
adopting the recommendation of the Carbon County Planning and Zoning Commission.**

Z.C. Case File #2014-09

WHEREAS, pursuant to Wyo. Stat. Ann. §18-5-202(b), the Carbon County Planning and Zoning Commission held a public hearing on Monday, August 4, 2014, which hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

WHEREAS, at the Monday, August 4, 2014, public hearing, the Carbon County Planning and Zoning Commission provided the public the opportunity to comment and the Carbon County Planning and Zoning Commission considered any public comments which were made at said public hearing; and

WHEREAS, at the conclusion of said Monday, August 4, 2014, public hearing, the Carbon County Planning and Zoning Commission voted to certify in writing its recommendation to the Carbon County Board of County Commissioners to adopt the change as an amendment to the Carbon County Official Zoning Map for Carbon County, Wyoming; and

WHEREAS, the Carbon County Board of County Commissioners, pursuant to Wyo. Stat. Ann. §18-5-202(c) and after receipt of said certified recommendation of this zoning amendment to the Carbon County Official Zoning Map, advertised by public notice at least 14 days prior to a public hearing to take public input and comments on the proposed amendment, which said hearing occurred on Tuesday, September 2, 2014; and

WHEREAS, at said public hearing, the Carbon County Board of County Commissioners provided the opportunity for the public to comment and for the Carbon County Board of County Commissioners to consider any comments which were made on the proposed amendment; and

WHEREAS, the Carbon County Board of County Commissioners in considering the proposed amendment have also reviewed and considered the Carbon County Comprehensive Land Use Plan, as amended; and the Carbon County Zoning Resolution of 2003, as amended; and

WHEREAS, the Carbon County Board of County Commissioners have determined that the proposed amendment is in general conformance with the Carbon County Comprehensive Land Use Plan, as amended, and the applicable provisions of the Carbon County Zoning Resolution of 2003, as amended; and otherwise promotes the health, safety and general welfare of the residents of Carbon County; and

WHEREAS, at a regularly scheduled meeting of the Carbon County Board of County Commissioners, by majority vote, the Carbon County Board of County Commissioners moved to approve the proposed zoning amendment to the Carbon County Official Zoning Map.

Z.C. Case File #2014-09 – Casey Ebner (Applicant and Land Owner): Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Highway Commercial (C-2) encompassing approximately 3.66 acres. The purpose of the C-2 Zone is to provide for highway oriented business development at appropriate locations in the County and to apply to areas where more complete commercial facilities are necessary for community convenience.

Parcel Number: 20802140002500

Location: Approximately 6 miles east of Elk Mountain at Exit 260, south side of I-80 and west of Carbon County Road #402.

Legal Description: A certain tract or parcel of land formerly recorded in Book 954, Page 255 as the Farley tract and being situated in Section 21, Township 20 North, Range 80 West of the 6th Principal Meridian, Carbon County, Wyoming and being more particularly described as, to wit:

COMMENCING at a Found 3.5” Brass Cap at the Southeast corner of Section 21, Township 20 North, Range 80 West of the 6th Principal Meridian; Thence N 11° 22' 09" W a distance of 2,565.09 feet to a found 6” x 6” concrete State Highway Reference Marker with a 3.5” Brass Cap set atop, said monument lying on the Southwest Right-of-Way line of Interstate 80, said monument also being the Easternmost corner and the **POINT OF BEGINNING** of herein described tract; Thence N 37° 14' 50" W (record N 37° 47' W) a distance of 208.32 feet (record 209.3 feet) along aforementioned Southwest

Right-of-Way line of Interstate 80 to a found 6" x 6" concrete State Highway Reference Marker with a 3.5" Brass Cap set atop; Thence N 37° 14' 45" W (record N 37° 47' W) a distance of 119.01 feet (record 119.05 feet) to a found 2" aluminum cap stamped "TR COR- LS 544" representing a survey of this tract performed in September, 2003 by Martin Pederson (WY PLS 544) on behalf of Robert Jack Smith & Assoc., Inc., said monument being the Northernmost corner of herein described tract; Thence S 48° 11' 10" W (record S 46° 58' W) a distance of 151.76 feet (record 153.38 feet) to a found 5/8" rebar with 1.5" aluminum cap stamped "2-4 RJS 398" representing aforementioned Pederson Survey;

Thence along a non-tangent curve to the left whose chord bears S 12° 59' 52" W (record S 12°30' 26" W) for a distance of 465.86 feet (record 463.78 feet), having a radius of 972.43 feet for an arc distance of 470.43 feet (record 468.29 feet) to a found 2" aluminum cap stamped "TR COR- LS 544" representing aforementioned Pederson Survey said monument being the Southwest corner of herein described tract; Thence N 89° 17' 19" E (record N 88° 42' E) for a distance of 349.29 feet (record 349.47 feet) to a found 2" aluminum cap stamped "TR COR- LS 544" representing aforementioned Pederson Survey and the Southeast corner of herein described tract;

Thence along a non-tangent curve to the right whose chord bears N 12° 57' 05" E (record N 12° 30' 34"E) for a distance of 297.77 feet (record 297.06 feet), having a radius of 622.96 feet for an arc distance of 300.68 feet (record 299.95 feet) to the **POINT OF BEGINNING**, containing 3.66 acres, more or less, and being subject to any easements, grants, and/or right-of-ways thereon.

**NOW THEREFORE BE IT RESOLVED BY THE
BOARD OF COUNTY COMMISSIONERS OF CARBON COUNTY, WYOMING:**

That the Carbon County Board of County Commissioners, hereby adopts this amendment as certified to them in writing by the Carbon County Planning and Zoning Commission and the existing zone shall be changed from Ranching, Agriculture, Mining (RAM) to Highway Commercial (C-2) on approximately 3.66 acres.

PRESENTED, READ, AND ADOPTED at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, on this 2nd day of September, 2014.

BOARD OF COUNTY COMMISSIONERS OF
CARBON COUNTY, WYOMING

By -s- Leo Chapman, Chairman
-s- John Espy, Vice Chairman
-s- Lindy Glode, Member
-s- John Johnson, Member
-s- Sue Jones, Member

Attest:

-s- Gwynn G. Bartlett, Carbon County Clerk

Public Hearing – C.U. Case File No. 2014-02

Chairman Chapman opened a public hearing at 1:37 p.m. and Mr. Powell presented Planning & Zoning C.U. Case File No. 2014-02 – Casey Ebner’s request for a Conditional Use Permit in the C-2 Zone to allow residential use. Chairman Chapman called for comments for or against this case. Commissioner Johnson noted a recommendation was noted in the file about a camper being required in a pole barn rather than outside as a residential use. County Planning Director Sid Fox, reported that this was simply to allow them to expand into the facility, allow protection

from weather, and would be better visually. Commissioner Johnson stated his concern for asphyxiation if a requirement is for being inside the pole barn. The applicant, Mr. Ebner was present and noted that a camper was always the backup plan and he has since been able to secure a lease in Elk Mountain. He did already think through the exhaust system and it would be properly vented if used inside a pole barn. Mr. Ebner noted that it would likely only be partially enclosed and on the side of the building to block the wind rather than completely enclosed in a pole barn. Chairman Chapman asked where a residential unit would be placed on a map. Commissioner Glode asked about Condition #3, the same condition Commissioner Johnson asked about and stated she doesn't like the way it was written. Mr. Fox stated this could be deleted. There being no other comments, Chairman Chapman closed the hearing at 1:50 p.m.

Commissioner Johnson moved to approve Resolution No. 2014-25, A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning and Zoning Commission regarding C.U. Case File No. 2014-02, Casey Ebner's request for a Conditional Use Permit in the C-2 Zone to allow residential use subject only to conditions 1 & 2 in the staff report, deleting recommended condition #3 from the staff report. Commissioner Glode seconded and the motion carried unanimously.

Resolution No. 2014 – 25

A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning and Zoning Commission.

C.U. Case File #2014-02

WHEREAS, pursuant to the Carbon County Zoning Resolution of 2003, as amended, and Wyo. Stat. Ann. §18-5-202(b), the Carbon County Planning and Zoning Commission held a public hearing on Monday, August 4, 2014, which said hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

WHEREAS, at the Monday, August 4, 2014, public hearing, the Carbon County Planning and Zoning Commission provided the public the opportunity to comment and the Carbon County Planning and Zoning Commission considered any public comments which were made at said public hearing; and

WHEREAS, at the conclusion of the Monday, August 4, 2014, public hearing, the Carbon County Planning and Zoning Commission voted to certify in writing its recommendation to the Carbon County Board of County Commissioners pursuant to the Carbon County Zoning Resolution of 2003, as amended for Carbon County, Wyoming; and

WHEREAS, the Carbon County Board of County Commissioners, pursuant to the Carbon County Zoning Resolution of 2003, as amended and Wyo. Stat. Ann. §18-5-202(c) and after receipt of said certified recommendation; advertised by public notice at least 14 days prior to a public hearing to take public input and comments which said hearing occurred on Tuesday, September 2, 2014; and

WHEREAS, at said public hearing, the Carbon County Board of County Commissioners provided the opportunity for the public to comment and for the Carbon County Board of County Commissioners to consider any comments which were made on the proposed amendment(s); and

WHEREAS, the Carbon County Board of County Commissioners in considering said application have also reviewed and considered the Carbon County Comprehensive Land Use

Plan, as amended; and the Carbon County Zoning Resolution of 2003, as amended, specifically, Section 5.6, Conditional Use Permits; and

WHEREAS, the Carbon County Board of County Commissioners have determined that the proposed permit is in general conformance with the Carbon County Comprehensive Land Use Plan, as amended, and the Carbon County Zoning Resolution of 2003, as amended, and otherwise promotes the health, safety and general welfare of the residents of Carbon County; and

WHEREAS, at a regularly scheduled meeting of the Carbon County Board of County Commissioners, by majority vote, the Carbon County Board of County Commissioners moved to approve the following Conditional Use Permit Application.

C.U. Case #2014-02 – Casey Ebner (Applicant and Land Owner): Request for a Conditional Use Permit in the C-2 Zone to allow residential use by the owner or on-site manager.

Parcel Number: 20802140002500

Location: Approximately 6 miles east of Elk Mountain at Exit 260, south side of I-80 and west of Carbon County Road #402.

Legal Description: A certain tract or parcel of land formerly recorded in Book 954, Page 255 as the Farley tract and being situated in Section 21, Township 20 North, Range 80 West of the 6th Principal Meridian, Carbon County, Wyoming and being more particularly described as, to wit:

COMMENCING at a Found 3.5” Brass Cap at the Southeast corner of Section 21, Township 20 North, Range 80 West of the 6th Principal Meridian; Thence N 11° 22' 09" W a distance of 2,565.09 feet to a found 6” x 6” concrete State Highway Reference Marker with a 3.5” Brass Cap set atop, said monument lying on the Southwest Right-of-Way line of Interstate 80, said monument also being the Easternmost corner and the **POINT OF BEGINNING** of herein described tract; Thence N 37° 14' 50" W (record N 37° 47' W) a distance of 208.32 feet (record 209.3 feet) along aforementioned Southwest Right-of-Way line of Interstate 80 to a found 6” x 6” concrete State Highway Reference Marker with a 3.5” Brass Cap set atop; Thence N 37° 14' 45" W (record N 37° 47' W) a distance of 119.01 feet (record 119.05 feet) to a found 2” aluminum cap stamped “TR COR- LS 544” representing a survey of this tract performed in September, 2003 by Martin Pederson (WY PLS 544) on behalf of Robert Jack Smith & Assoc., Inc., said monument being the Northernmost corner of herein described tract; Thence S 48° 11' 10" W (record S 46° 58' W) a distance of 151.76 feet (record 153.38 feet) to a found 5/8” rebar with 1.5” aluminum cap stamped “2-4 RJS 398” representing aforementioned Pederson Survey; Thence along a non-tangent curve to the left whose chord bears S 12° 59' 52" W (record S 12° 30' 26" W) for a distance of 465.86 feet (record 463.78 feet), having a radius of 972.43 feet for an arc distance of 470.43 feet (record 468.29 feet) to a found 2” aluminum cap stamped “TR COR- LS 544” representing aforementioned Pederson Survey said monument being the Southwest corner of herein described tract; Thence N 89° 17' 19" E (record N 88° 42' E) for a distance of 349.29 feet (record 349.47 feet) to a found 2” aluminum cap stamped “TR COR- LS 544” representing aforementioned Pederson Survey and the Southeast corner of herein described tract; Thence along a non-tangent curve to the right whose chord bears N 12° 57' 05" E (record N 12° 30' 34"E) for a distance of 297.77 feet (record 297.06 feet), having a radius of 622.96 feet for an arc distance of 300.68 feet (record 299.95 feet) to the **POINT OF BEGINNING**, containing 3.66 acres, more or less, and being subject to any easements, grants, and/or right-of-ways thereon.

CONDITIONS OF APPROVAL:

1. The gravel parking/storage area must be constructed in a manner that controls runoff prior to reaching the county road ditch.

2. One (1) single family residential unit is the maximum number of residential structures allowed on the site. The camper cannot be used for housing employees on the site if or when a single family residential structure is placed on the site.
3. If the applicant uses a “camper” or “travel trailer” as the residential unit that it be parked in the pole barn garage identified on the site plan.

VIOLATION: In the event the actions occurring pursuant to this permit are found to be in material violation of the terms and conditions of this permit, or are found to have been obtained by fraud, this permit shall be subject to all remedies allowed by law. Violation of any of the above restrictions can be grounds for terminating this Conditional Use Permit.

NOW THEREFORE BE IT RESOLVED BY THE

BOARD OF COUNTY COMMISSIONERS OF CARBON COUNTY, WYOMING:

That the Carbon County Board of County Commissioners, hereby approves this Conditional Use Permit (CUP) as certified to them in writing by the Carbon County Planning and Zoning Commission regarding the Conditional Use Permit (C.U. Case #2014-02) encompassing approximately 3.66 acres in the Highway Commercial (C-2) Zone.

PRESENTED, READ, AND ADOPTED at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, on this 2nd day of September, 2014.

**BOARD OF COUNTY COMMISSIONERS OF
CARBON COUNTY, WYOMING**

By -s- Leo Chapman, Chairman
-s- John Espy, Vice Chairman
-s- Lindy Glode, Member
-s- John Johnson, Member
-s- Sue Jones, Member

Attest:

-s- Gwynn G. Bartlett, Carbon County Clerk

Public Hearing – Z.C. Case File No. 2014-08

Chairman Chapman opened a public hearing at 1:52 p.m. to hear Planning & Zoning Z.C. Case File No. 2014-08. Mr. Powell presented Z.C. Case File No. 2014-08 – Robert and Lesley Gentry’s request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Forestry Production and Seasonal Recreation (FPSR) on Tract 13 located in the Overlook Retreat Subdivision #1. Mr. Kelly reported that this parcel is smaller for the normal FPSR required size of 5 acres so this would create an exception. Commissioner Johnson reported he has no ties to the case but that some of his family does therefore he will likely abstain from any vote. Chairman Chapman stated years ago someone tried to do the same thing and it was not allowed and he asked why. Mr. Powell stated in 2002 there were some misconceptions about access and in 2008 he was unsure because it was discussed in an executive session.

Chairman Chapman called for comments for or against this case. There being no comments, Chairman Chapman closed the hearing at 2:01 p.m.

Commissioner Glode moved to approve Resolution No. 2014-26, A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning and Zoning Commission regarding Z.C. Case File No. 2014-08, Robert and Lesley Gentry’s request for a Zone Change from Ranching, Agriculture, Mining (RAM) to

Forestry Production and Seasonal Recreation (FPSR) on Tract 13 located in the Overlook Retreat Subdivision #1. Commissioner Jones seconded and the motion carried with all voting for the motion except Commissioner Johnson who abstained due to a perceived personal conflict.

Resolution No. 2014 – 26

**A Resolution of the Board of County Commissioners of Carbon County, Wyoming,
adopting the recommendation of the Carbon County Planning and Zoning Commission.**

Z.C. Case File #2014-08

WHEREAS, pursuant to Wyo. Stat. Ann. §18-5-202(b), the Carbon County Planning and Zoning Commission held a public hearing on Monday, August 4, 2014, which hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

WHEREAS, at the Monday, August 4, 2014, public hearing, the Carbon County Planning and Zoning Commission provided the public the opportunity to comment and the Carbon County Planning and Zoning Commission considered any public comments which were made at said public hearing; and

WHEREAS, at the conclusion of said Monday, August 4, 2014, public hearing, the Carbon County Planning and Zoning Commission voted to certify in writing its recommendation to the Carbon County Board of County Commissioners to adopt the change as an amendment to the Carbon County Official Zoning Map for Carbon County, Wyoming; and

WHEREAS, the Carbon County Board of County Commissioners, pursuant to Wyo. Stat. Ann. §18-5-202(c) and after receipt of said certified recommendation of this zoning amendment to the Carbon County Official Zoning Map, advertised by public notice at least 14 days prior to a public hearing to take public input and comments on the proposed amendment, which said hearing occurred on Tuesday, September 2, 2014; and

WHEREAS, at said public hearing, the Carbon County Board of County Commissioners provided the opportunity for the public to comment and for the Carbon County Board of County Commissioners to consider any comments which were made on the proposed amendment; and

WHEREAS, the Carbon County Board of County Commissioners in considering the proposed amendment have also reviewed and considered the Carbon County Comprehensive Land Use Plan, as amended; and the Carbon County Zoning Resolution of 2003, as amended; and

WHEREAS, the Carbon County Board of County Commissioners have determined that the proposed amendment is in general conformance with the Carbon County Comprehensive Land Use Plan, as amended, and the applicable provisions of the Carbon County Zoning Resolution of 2003, as amended; and otherwise promotes the health, safety and general welfare of the residents of Carbon County; and

WHEREAS, at a regularly scheduled meeting of the Carbon County Board of County Commissioners, by majority vote, the Carbon County Board of County Commissioners moved to approve the proposed zoning amendment to the Carbon County Official Zoning Map.

Z.C. Case File #2014-08 – Robert H. and Lesley Gentry (Applicants and Land Owners):
Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Forestry Production and Seasonal Recreation (FPSR-1.84) on Tract 13 located in the Overlook Retreat Subdivision #1. The FPSR Zone is intended to be applied to areas of the County in which timber production and seasonally accessible recreation uses are the desirable predominant uses.

Parcel Number: 17801430201300

Location: Overlook Retreat Subdivision #1 is located approximately 22 miles south of Elk Mountain on Carbon Country Road #101 (Medicine Bow Ranger Station Road) and on U.S. Forest Service Road #105 about one (1) mile north of Turpin Reservoir

Legal Description: Tract 13 of the Overlook Retreat Subdivision #1, located in Section 14, Township 17 North, Range 80 West, 6th P.M., Carbon County, Wyoming.

NOW THEREFORE BE IT RESOLVED BY THE

BOARD OF COUNTY COMMISSIONERS OF CARBON COUNTY, WYOMING:

That the Carbon County Board of County Commissioners, hereby adopts this amendment as certified to them in writing by the Carbon County Planning and Zoning Commission and the existing zone shall be changed from Ranching, Agriculture, Mining (RAM) to Forestry Production and Seasonal Recreational (FPSR-1.84) for Tract #13, Overlook Retreat Subdivision #1.

PRESENTED, READ, AND ADOPTED at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, on this 2nd day of September, 2014.

**BOARD OF COUNTY COMMISSIONERS OF
CARBON COUNTY, WYOMING**

By -s- Leo Chapman, Chairman
-s- John Espy, Vice Chairman
-s- Lindy Glode, Member
-s- John Johnson, Member
-s- Sue Jones, Member

Attest:

-s- Gwynn G. Bartlett, Carbon County Clerk

Public Hearing – MIN SUB Case File No. 2014-01

Chairman Chapman opened a public hearing at 2:03 p.m. to hear Planning & Zoning MIN SUB Case File No. 2014-01, Kody and Codey Stock's request for a Minor Subdivision to create one, twenty acre parcel. Mr. Fox discussed that there is a subdivision plat that went before the Planning Commission who authorized their Chairman to sign the plat when available however he has been unavailable for signature since it has been available. He noted the BOCC can table the case until the plat is signed or authorize the Chairman to sign it after the Planning Commission signature has been obtained. Chairman Chapman asked where the property is and a member of the audience clarified. There being no other comments, Chairman Chapman closed the hearing at 2:13 pm

Commissioner Espy moved to approve Resolution No. 2014-27, A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning and Zoning Commission regarding Planning & Zoning MIN SUB Case File No. 2014-01, Kody and Codey Stock's request for a Minor Subdivision to create one, twenty acre parcel and to allow the Chairman to sign the plat once the Planning Commission Chairman has signed it. Commissioner Johnson seconded and the motion carried unanimously.

Resolution No. 2014 – 27

**A Resolution of the Board of County Commissioners of Carbon County, Wyoming,
adopting the recommendation of the Carbon County Planning and Zoning Commission.**

MINOR SUB Case File #2014-01
“KC Minor Subdivision”

WHEREAS, pursuant to the requirements of Section 2.10.02 of the Subdivision Regulations of Carbon County, the Carbon County Planning and Zoning Commission held a public hearing on Monday, August 4, 2014, which hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

WHEREAS, at the Monday, August 4, 2014, public hearing, the Carbon County Planning and Zoning Commission provided the public the opportunity to comment and the Carbon County Planning and Zoning Commission considered any public comments which were made at said hearing; and

WHEREAS, the Carbon County Planning and Zoning Commission in considering the said proposed minor subdivision, “KC Minor Subdivision”, have also reviewed and considered the Carbon County Comprehensive Land Use Plan, as amended, and Zoning Resolution, as amended; and

WHEREAS, at the conclusion of said public hearing, the Carbon County Planning and Zoning Commission voted to certify in writing its recommendation to the Carbon County Board of County Commissioners to approve the “KC Minor Subdivision” pursuant to the Carbon County Subdivision Regulations, as amended, for Carbon County, Wyoming; and

WHEREAS, the Carbon County Board of County Commissioners, pursuant to the requirements of Section 2.10.02 of the Carbon County Subdivision Regulations, and after receipt of said certified recommendation for approval of this proposed minor subdivision, “KC Minor Subdivision”, advertised by public notice at least 14 days prior to a public hearing to take public input and comments on the proposed amendment, which said hearing occurred on Tuesday, September 2, 2014; and

WHEREAS, at said public hearing, the Carbon County Board of County Commissioners provided the opportunity for the public to comment and for the Carbon County Board of County Commissioners to consider any comments which were made on the proposed minor subdivision; and

WHEREAS, the Carbon County Board of County Commissioners in considering the said proposed minor subdivision, “KC Minor Subdivision”, have also reviewed and considered the Carbon County Comprehensive Land Use Plan, as amended, and Zoning Resolution, as amended; and

WHEREAS, the Carbon County Board of County Commissioners have determined that the proposed minor subdivision “KC Minor Subdivision” is in general conformance with the Carbon County Comprehensive Land Use Plan, as amended, and the “KC Minor Subdivision” has been reviewed pursuant to the Carbon County Subdivision Regulations, as amended, and otherwise promotes the health, safety and general welfare of the residents of Carbon County; and

WHEREAS, at a regularly scheduled meeting of the Carbon County Board of County Commissioners, by majority vote, the Carbon County Board of County Commissioners moved to approve the proposed minor subdivision, “KC Minor Subdivision”, MIN SUB Case File #2014-01 – Kody R. and Codey J. Stocks (Applicants and Land Owners).

Parcel Number: 13903140001400

Location: Approximately 3 miles north and west of Dixon; and north of Carbon County Road #702 (Baggs-Dixon Road).

Legal Description: A parcel of land located in the SE¼ of Section 31, T13N, R90W of the 6th P.M., Carbon County, Wyoming and being more particularly described as follows: Beginning at the S.E. corner of said Section 31; thence along the south line of said SE¼ of Section 31, N89° 25'39"W, 570.00 feet; thence N00°06'11"E, 1528.47 feet; thence S89°25'39"E, 570.00 feet to a point on the east line of said SE¼ of Section 31; thence along said east line, S00°06'11"W, 1528.47 feet to the point of beginning. Containing 20.000 acres more or less. Together with: A 60.00 foot wide ingress and egress easement located in the NE¼ of Section 6, T12N, R90W of the 6th P.M., Carbon County, Wyoming and being 30.00 feet on both sides of the following described centerline: Beginning at a point on the north line of said NE¼ of Section 6 lying N89° 25'39"W, 50.00 feet from the S.E. corner of Section 31, T13N, R90W; thence along said centerline the following six (6) courses: 1) S13°03'37"W, 85.25 feet; 2) S26°28'09"W, 270.78 feet; 3) 549.83 feet along the arc of a curve to the left having a central angle of 42°00'15" and a radius of 750.00 feet, the chord of which bears S05°28'02"W, 537.60 feet; 4) S15°32'06"E, 81.34 feet; 5) 61.06 feet along the arc of a curve to the left having a central angle of 34°58'57" and a radius of 100.00 feet, the chord of which bears S33°01'35"E, 60.11 feet; 6) S50°31'03"E, 168.97 feet to a point on the centerline of County Road No. 702 and the point of terminus. The line between the S.E. corner of said Section 31, T13N, R90W and the N¼ corner of said Section 6, T12N, R90W is considered to bear N89°25'39"W between G.L.O. Brass Caps.

NOW THEREFORE BE IT RESOLVED BY THE

BOARD OF COUNTY COMMISSIONERS OF CARBON COUNTY, WYOMING:

That the Carbon County Board of County Commissioners, hereby approves this minor subdivision, "KC Minor Subdivision", as certified to them in writing by the Carbon County Planning and Zoning Commission.

PRESENTED, READ, AND ADOPTED at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, on this 2nd day of September, 2014.

BOARD OF COUNTY COMMISSIONERS OF
CARBON COUNTY, WYOMING

By -s- Leo Chapman, Chairman
-s- John Espy, Vice Chairman
-s- Lindy Glode, Member
-s- John Johnson, Member
-s- Sue Jones, Member

Attest:

-s- Gwynn G. Bartlett, Carbon County Clerk

Public Hearing – Z.C. Case File No. 2014-07

Chairman Chapman opened a public hearing at 2:16 p.m. to hear Planning & Zoning Z.C. Case File No. 2014-07, Kody and Codey Stock's Zone Change from Ranching, Agriculture and Mining (RAM) to Rural Residential Agriculture (RRA-20) encompassing approximately twenty acres. Mr. Fox presented the case file noting until the plat is signed there is no lot to rezone. It could be tabled or approved now for the Zone Change to be final upon signature on the plat.

Chairman Chapman clarified the amount of land in the parcels and Mr. Fox reported that the applicant changed their initial application to apply for one, twenty acre parcel. Chairman Chapman asked if the parcel could be subdivided again in the future and Mr. Fox stated to

subdivide for the purpose of financing is not part of the county's purview for the subdivision. Mr. Powell stated there is a process available to re-subdivide their subdivision in the future. There being no other comments, Chairman Chapman closed the hearing at 2:22 pm

Commissioner Glode moved to approve Resolution No. 2014-28, A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning and Zoning Commission regarding Planning & Zoning Case File No. Z.C. 2014-07, Kody and Codey Stock's request for a Zone Change from Ranching, Agriculture and Mining (RAM) to Rural Residential Agriculture (RRA-20) encompassing approximately twenty acres subject to the Chairman's signature on the plat. Commissioner Johnson seconded and the motion carried unanimously.

Resolution No. 2014 –28

A Resolution of the Board of County Commissioners of Carbon County, Wyoming, adopting the recommendation of the Carbon County Planning and Zoning Commission.

Z.C. Case File #2014-07

WHEREAS, pursuant to Wyo. Stat. Ann. §18-5-202(b), the Carbon County Planning and Zoning Commission held a public hearing on Monday, August 4, 2014, which hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

WHEREAS, at the Monday, August 4, 2014, public hearing, the Carbon County Planning and Zoning Commission provided the public the opportunity to comment and the Carbon County Planning and Zoning Commission considered any public comments which were made at said public hearing; and

WHEREAS, at the conclusion of said Monday, August 4, 2014, public hearing, the Carbon County Planning and Zoning Commission voted to certify in writing its recommendation to the Carbon County Board of County Commissioners to adopt the change as an amendment to the Carbon County Official Zoning Map for Carbon County, Wyoming; and

WHEREAS, the Carbon County Board of County Commissioners, pursuant to Wyo. Stat. Ann. §18-5-202(c) and after receipt of said certified recommendation of this zoning amendment to the Carbon County Official Zoning Map, advertised by public notice at least 14 days prior to a public hearing to take public input and comments on the proposed amendment, which said hearing occurred on Tuesday, September 2, 2014; and

WHEREAS, at said public hearing, the Carbon County Board of County Commissioners provided the opportunity for the public to comment and for the Carbon County Board of County Commissioners to consider any comments which were made on the proposed amendment; and

WHEREAS, the Carbon County Board of County Commissioners in considering the proposed amendment have also reviewed and considered the Carbon County Comprehensive Land Use Plan, as amended; and the Carbon County Zoning Resolution of 2003, as amended; and

WHEREAS, the Carbon County Board of County Commissioners have determined that the proposed amendment is in general conformance with the Carbon County Comprehensive Land Use Plan, as amended, and the applicable provisions of the Carbon County Zoning Resolution of 2003, as amended; and otherwise promotes the health, safety and general welfare of the residents of Carbon County; and

WHEREAS, at a regularly scheduled meeting of the Carbon County Board of County Commissioners, by majority vote, the Carbon County Board of County Commissioners moved to approve the proposed zoning amendment to the Carbon County Official Zoning Map.

Z.C. Case File #2014-07 – Kody R. and Codey J. Stocks (Applicants and Land Owners):

Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Rural Residential Agriculture (RRA-20) (RRA-20 = LOT 1) encompassing approximately 20 acres. The RRA Zone is intended to be applied in areas of the County which are particularly suited to large lot development that allow both agricultural and residential uses.

Parcel Number: 13903140001400

Location: Approximately 3 miles north and west of Dixon; and north of Carbon County Road #702 (Baggs-Dixon Road).

Legal Description: A parcel of land located in the SE¹/₄ of Section 31, T13N, R90W of the 6th P.M., Carbon County, Wyoming and being more particularly described as follows: Beginning at the S.E. corner of said Section 31; thence along the south line of said SE¹/₄ of Section 31, N89° 25'39"W, 570.00 feet; thence N00°06'11"E, 1528.47 feet; thence S89°25'39"E, 570.00 feet to a point on the east line of said SE¹/₄ of Section 31; thence along said east line, S00°06'11"W, 1528.47 feet to the point of beginning. Containing 20.000 acres more or less. Together with: A 60.00 foot wide ingress and egress easement located in the NE¹/₄ of Section 6, T12N, R90W of the 6th P.M., Carbon County, Wyoming and being 30.00 feet on both sides of the following described centerline: Beginning at a point on the north line of said NE¹/₄ of Section 6 lying N89° 25'39"W, 50.00 feet from the S.E. corner of Section 31, T13N, R90W; thence along said centerline the following six (6) courses: 1) S13°03'37"W, 85.25 feet; 2) S26°28'09"W, 270.78 feet; 3) 549.83 feet along the arc of a curve to the left having a central angle of 42°00'15" and a radius of 750.00 feet, the chord of which bears S05°28'02"W, 537.60 feet; 4) S15°32'06"E, 81.34 feet; 5) 61.06 feet along the arc of a curve to the left having a central angle of 34°58'57" and a radius of 100.00 feet, the chord of which bears S33°01'35"E, 60.11 feet; 6) S50°31'03"E, 168.97 feet to a point on the centerline of County Road No. 702 and the point of terminus. The line between the S.E. corner of said Section 31, T13N, R90W and the N¹/₄ corner of said Section 6, T12N, R90W is considered to bear N89°25'39"W between G.L.O. Brass Caps.

NOW THEREFORE BE IT RESOLVED BY THE

BOARD OF COUNTY COMMISSIONERS OF CARBON COUNTY, WYOMING:

That the Carbon County Board of County Commissioners, hereby adopts this amendment as certified to them in writing by the Carbon County Planning and Zoning Commission and the existing zone shall be changed from Ranching, Agriculture, Mining (RAM) to Rural Residential Agriculture (RRA-20) for Lot 1, KC Minor Subdivision.

PRESENTED, READ, AND ADOPTED at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, on this 2nd day of September, 2014.

BOARD OF COUNTY COMMISSIONERS OF
CARBON COUNTY, WYOMING

By -s- Leo Chapman, Chairman

- s- John Espy, Vice Chairman
- s- Lindy Glode, Member
- s- John Johnson, Member
- s- Sue Jones, Member

Attest:

-s- Gwynn G. Bartlett, Carbon County Clerk

FIRE AGREEMENT

John Rutherford, County Fire Warden, discussed a proposed fire agreement with the Town of Hanna. He noted that Peggy Trent, Hanna's attorney, submitted a proposed agreement and he feels it needs more work before he can recommend approval. He specifically addressed that the county should not be responsible for fire investigation. Hanna Mayor, Tony Poulos was present and asked who would investigate and Mr. Rutherford stated that he could assist the Town's Marshall in investigation and he would have to use law enforcement. It was determined it could be written that the county would assist the Town Marshall in investigation and Mr. Poulos agreed

Mr. Rutherford addressed the ISO rating and that when you deal with an ISO review there are many aspects that are not just fire based. These aspects include dispatch, water sources, etc.... Mr. Rutherford stated the draft says the county will work cooperatively to maintain a good ISO rating and even though the document doesn't require the county to achieve a certain rating he was uncomfortable with the wording and suggested that the county would simply agree to work cooperatively to maintain an ISO rating period. Mr. Poulos agreed to the proposed wording.

Mr. Rutherford stated his final concern was the agreement calls for the county to provide quarterly reports and he would prefer it to state the county will provide reports upon request rather than quarterly reports. Mr. Poulos agreed to this change.

Mr. Kelly addressed the indemnification clause, Section 6.08, where the county agrees to indemnify the Town of Hanna. He noted that he and Clerk Bartlett discussed this clause with the Local Government Liability Pool (LGLP), the county's liability insurance provider, who said that the county cannot do this or the county would not be covered. LGLP stated this is an unnecessary clause and that they would explain this to Hanna's attorney. Mr. Kelly strongly recommended this clause be removed. Mayor Poulos asked if the county is fighting a fire how they would be liable and Mr. Kelly stated he is correct that this is a very small possibility. Mr. Kelly provided some scenarios for instance what if there was no water pressure at a hydrant then this would be the town's issue. Mr. Kelly again recommended deletion of this clause.

Mayor Poulos stated he would talk with Hanna's attorney and the council about the proposed changes discussed today and the BOCC asked that they have a revised agreement back by its next meeting September 16 in Elk Mountain. Clerk Bartlett noted she and Attorney Kelly have a call tomorrow with Peggy Trent and they can relay these suggestions. Mr. Poulos stated the only clause he was uncomfortable with is the indemnification and only because he did not know enough about it but he would check with his attorney.

Mr. Rutherford reported that with the Saratoga Fire Department accepting the new engine the county purchased, they offered to donate their brush truck to the county. While he does not like

it being a brush truck, the skid unit is usable and could be put on another chassis. He requested the BOCC accept the donation.

Commissioner Johnson moved to accept a 1992 Ford brush truck from the Saratoga Fire Department. Commissioner Jones seconded and the motion carried unanimously.

Mr. Rutherford reported the Rawlins Division received a donation of approximately \$5,200.00 from an old Sinclair Pipeline group and it would likely be earmarked for the response truck that is being purchased with the spill settlement funds.

Mr. Rutherford reported that Medicine Bow needs new rescue equipment and asked for authorization to purchase the equipment noting this may require a budget amendment at the end of the fiscal year because it was not budgeted for. He noted there is only one dealer that he can purchase the equipment from.

Commissioner Glode moved to waive the procurement policy to allow County Fire to purchase a hydraulic power for rescue equipment because there is only one company the equipment can be purchased from. Commissioner Johnson seconded and the motion carried unanimously.

CITIZEN / COMMISSIONERS DISCUSSION

Commissioner Jones discussed a striping error at the Dixon Airport runway noting it was too wide and it will be redone at the contractor's expense. In addition, the aprons were not painted due to weather but the contractor will be returning. She added the crack seal contractor should be arriving mid-September.

Commissioner Jones reported John Zeiger will be moving into Public Health in Saratoga now that he will not occupy the Mayor's office in Saratoga at year's end. Commissioner Jones reported the Public Health nurse has approved this.

Commissioner Jones stated the Commissioners need to be dispersing information about the 5th penny tax and encouraged the others to do so.

Commissioner Johnson reported Elk Mountain is in the process of trying to develop a community center. They may demolish the old IOOF hall next to the Library and they have asked how the county would feel about donating the Library for them to own to incorporate into their new structure along with the Senior Center. Clerk Bartlett asked how much rent the town would expect and Commissioner Johnson stated it could potentially be free in perpetuity if the county is giving the land to the town.

Commissioner Glode reported the Wyoming County Commissioners Association Executive Committee nominated her for the Justice & Public Safety Steering Committee for the National Association of Counties and that nomination has been confirmed.

ADJOURNMENT

Commissioner Espy moved to adjourn the meeting at 3:26 p.m. Commissioner Jones seconded and the motion carried unanimously.

A regular meeting of this Board will be held October 7 at 9:00 a.m. at the County Courthouse, 415 W. Pine St., Rawlins, WY. The public is invited to attend or you can listen online at the website listed below. To get on the agenda, call the Clerk's Office by the Thursday before the meeting. Per Wyo. Stat. §18-3-516(f), access to county information can be obtained at www.carbonwy.com or by calling the Clerk's Office at (307) 328-2668 or 1-800-250-9812.